

**10/594891****IAP5 Rec'd PCT/PTO 29 SEP 2006****PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of Docket No: Q97096

Eiji AKIYAMA, et al. PCT/JP2005/006248  
-filed March 31, 2005

Appln. No.: Not assigned yet

Confirmation No.: Not assigned yet Group Art Unit: Not assigned yet

Filed: September 29, 2006 Examiner: Not assigned yet

For: A FUEL CELL

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §§ 1.97 and 1.98****MAIL STOP AMENDMENT**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Japanese Patent Application Publication No. 2002-216823, published August 2, 2002;
2. Japanese Patent Application Publication No. 2003-331884, published November 21, 2003;
3. Japanese Patent Application Publication No. 2001-229942, published August 24, 2001;
4. Japanese Patent Application Publication No. 48-16222, published March 1, 1973 and
5. Japanese Patent Application Publication No. 58-92651, published June 23, 1983.

One copy of each of the listed documents is submitted herewith.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MW/

**10/594891**INFORMATION DISCLOSURE STATEMENT  
U.S. Appln. to Eiji AKIYAMA et al.**IAP5 Rec'd PCT/PTO 29 SEP 2006**

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicants encloses herewith a copy of an International Search Report citing documents 2- 5, indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

  
Howard L. Bernstein  
Registration No. 25,665

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE  
**23373**  
CUSTOMER NUMBER

Date: September 29, 2006

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MW/ <sup>2</sup>

Substitute for Form 1449 A & B/PTO		Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		Application Number	Not assigned yet <b>10/594891</b>
		Confirmation Number	Not assigned yet
		Filing Date	September 29, 2006
		First Named Inventor	Eiji AKIYAMA
		Art Unit	Not assigned yet
		Examiner Name	Not assigned yet
Sheet	1	of	1
		Attorney Docket Number	Q97096

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

## NON PATENT LITERATURE DOCUMENTS

<b>Examiner Signature</b>	/Monique Wills/	<b>Date Considered</b>	12/07/2008
---------------------------	-----------------	------------------------	------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if the document is a reference or a consideration.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MW/ [Page 1 of 1]